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8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**

10 BANK OF AMERICA, N.A.,

11 Plaintiff,

12 vs.

13 NORTH AMERICAN TITLE INSURANCE
14 COMPANY,

15 Defendants.

Case No.: 2:21-cv-00584-KJD-NJK

**STIPULATION AND ORDER TO
EXTEND DEADLINES TO RESPOND
TO NATIC'S PENDING MOTIONS**

(Second Request)

16 Plaintiff, Bank of America, N.A. ("BANA") and Defendant, North American Title
17 Insurance Company ("NATIC"), by and through their undersigned counsel, stipulate and agree
18 as follows:

- 19 1. On September 29, 2023, NATIC filed a Motion for Summary Judgment [ECF No. 36], as
20 well as a Motion to Seal and Redact an exhibit to the Motion [ECF No. 38].
- 21 2. BANA's responses to NATIC's pending Motions are currently due November 20, 2023
22 [ECF No 41].
- 23 3. On November 6, 2023, the Parties submitted a Stipulation to Stay Case in light of the
24 October 12, 2023 decision from the Nevada Supreme Court in *Deutsche Bank National*
25 *Trust Company v. Fidelity National Title Insurance Company*, Case No. 84161, 139 Nev.
26 Ad. Rep. 45, 536 P.3d 915 (Nev. 2023) ("*Deutsche Bank Opinion*") [ECF No. 42]. The
27 Parties requested that the stay in the case be in affect until the remittitur issued in *Deutsche*
28 *Bank*.

4. The Court has not yet entered an Order on the Stipulation.
5. On October 30, 2023, the appellant filed a Petition for Rehearing in *Deutsche Bank*. While the Petition for Rehearing was denied on November 13, 2023, the remittitur has not yet issued.¹
6. In light of the Court's pending Order on the Parties' stipulation to stay case, BANA requests an additional thirty (30) days to file its response to the pending Motions, through and including, December 20, 2023.
7. Counsel for NATIC does not oppose the requested extension.
8. This is the second request for an extension which is made in good faith and not for purposes of delay.

IT IS SO STIPULATED.

DATED this 20th day of November 2023.

DATED this 20th day of November, 2023.

WRIGHT, FINLAY & ZAK, LLP

SINCLAIR BRAUN LLP

/s/ Lindsay D. Dragon, Esq.

/s/ Kevin S. Sinclair, Esq.

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IT IS SO ORDERED.

Dated this 21st day of November, 2023.


UNITED STATES DISTRICT COURT JUDGE

¹ The remittitur in *Deutsche Bank* is set to issue on December 8, 2023. See NRAP 41(b)(1) (if a petition for rehearing is denied, "the remittitur shall issue 25 days after entry of the order denying the petition.").